

Myron Amer, P.C.

Attorney at Law

Patent, Trademarks, Copyrights

114 Old Country Road, Suite 310

Mineola, New York 11501-4477

Telephone (516) 742-5290

Telecopier (516) 746-1298

August 30, 2001

Mr. Howard Gershon
ABG Accessories
15 West 36th Street
3rd Floor
New York, NY 10018

Re: Our File No. P-3206-G

Dear Howard:

We have completed a preliminary patentability search concerning designer bandaids as described in the disclosure materials provided.

The following class and subclass titles were investigated during the course of this search:

CLASS 63 JEWELRY
Subclass 1.11 ..Combination ornament
Subclass 14.9 ..Adhesive attachment
Subclass 33 ..Miscellaneous
Subclass Dig 1 ..Adhesive jewelry

The following patent copies are provided as being of interest to this case:

<u>Patent No.</u>	<u>Date</u>	<u>Inventor</u>
1,140,975	May 25, 1915	Frankel
1,300,592	Apr. 15, 1919	Essig
4,220,016	Sept. 2, 1980	Frenger
6,079,224	June 27, 2000	Schehr

In our opinion, your use of a Band-Aid to attach low cost so-called costume jewelry to selected bodily sites of a user is patentable over the cited patents of this search because it uses to

advantage the see-through adhesive strips of the Band-Aid not just for attachment, but to isolate the displayed jewelry and, thusly isolated, provide an enhanced appearance.

Although it is technical and may not be fully understood by you, we set forth below a claim which we earnestly believe has a good prospect of being granted in any patent application filed that would not be limited to any particular jewelry design and thus would provide meaningful patent coverage:

“A jewelry display to be worn on the person comprising a Band-Aid type bandage having a central gauze pad and opposite direction laterally extending adhesive strips, said central gauze pad being characterized by having overlapping release strips extending therebeneath from attachment to said adhesive strips effective to obviate an adhesive function of said adhesive strips, said central gauze pad being further characterized by an outwardly facing display surface in covering relation thereover having an array of spaced apart edges bounding venting openings in communication with said gauze pad, an adhesive deposit having an operative position disposed when in a viscous state on said display surface with flow therefrom in depending relation within said venting openings effective to contribute to gripping engagement of said adhesive deposit to said display surface, a jewelry display adhesively secured to said display surface of said central gauze pad applied thereto while said release strips are in place, and said adhesive strips being characterized by a clear plastic construction material providing unobstructed visibility therethrough, whereby said jewelry is displayed in isolated relation on the person at the site of attachment of said Band-Aid.”

In accordance with your request, the submitted samples are being returned.

If we are authorized to proceed with a patent application, it is our practice to request the payment of an advance of \$950 to cover our out of pocket expense for the patent application drawings and our preliminary efforts in connection with this matter.

We now await your instructions on how you would like us to proceed.

Yours very truly,

MA:jn

MYRON AMER